

**SENATE, No. 4313**

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**STATE OF NEW JERSEY**

**218th LEGISLATURE**

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INTRODUCED DECEMBER 9, 2019

**Sponsored by:**

**Senator KRISTIN M. CORRADO**

**District 40 (Bergen, Essex, Morris and Passaic)**

**Senator CHRISTOPHER "KIP" BATEMAN**

**District 16 (Hunterdon, Mercer, Middlesex and Somerset)**

**Assemblyman PAUL D. MORIARTY**

**District 4 (Camden and Gloucester)**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex and Morris)**

**Assemblywoman LISA SWAIN**

**District 38 (Bergen and Passaic)**

**Co-Sponsored by:**

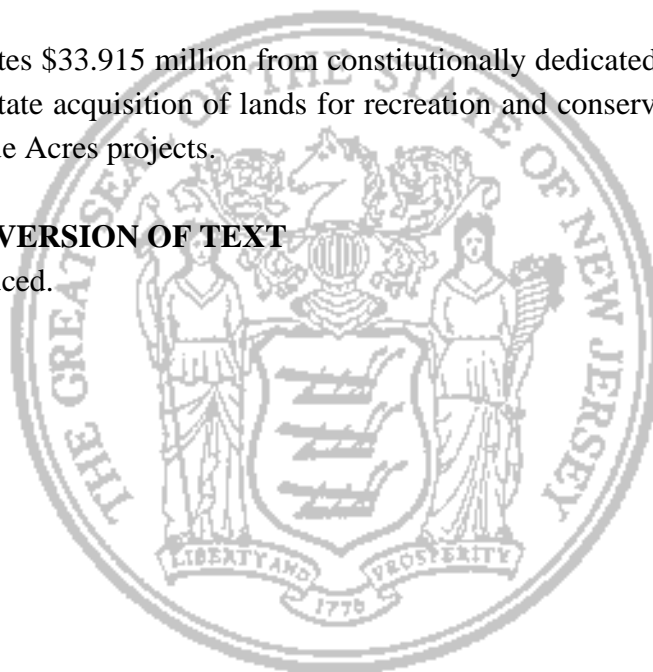
**Senators Doherty, Turner, Assemblyman Benson and Assemblywoman  
Murphy**

**SYNOPSIS**

Appropriates \$33.915 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT appropriating \$33,915,000 from constitutionally dedicated  
2 corporation business tax revenues for the acquisition of lands by  
3 the State for recreation and conservation purposes and for Blue  
4 Acres projects.

5  
6 BE IT ENACTED by the Senate and General Assembly of the State  
7 of New Jersey:

8  
9 1. a. There is appropriated to the Department of  
10 Environmental Protection the sum of \$29,314,000 from dedicated  
11 corporation business tax revenues pursuant to Article VIII, Section  
12 II, paragraph 6 of the State Constitution in the “Preserve New  
13 Jersey Green Acres Fund,” established pursuant to section 6 of the  
14 “Preserve New Jersey Act,” P.L.2016, c.12 (C.13:8C-48), for the  
15 acquisition of lands by the State for recreation and conservation  
16 purposes in accordance with the provisions of the “Preserve New  
17 Jersey Act,” P.L.2016, c.12 (C.13:8C-43 et seq.).

18 b. The funds appropriated pursuant to subsection a. of this  
19 section shall be allocated as follows:

20	21 Project	22 County	23 Municipality	24 Amount
25	(1) BARNEGAT BAY WATERSHED GREENWAY			\$2,881,000
26		Monmouth	Freehold Twp	
27			Howell Twp	
28		Ocean	Barnegat Twp	
29			Berkeley Twp	
30			Brick Twp	
31			Eagleswood Twp	
32			Jackson Twp	
33			Lacey Twp	
34			Lakewood Twp	
35			Little Egg Harbor Twp	
36			Ocean Twp	
37			Stafford Twp	
38			Toms River Twp	
39				
40	(2) CAPE MAY PENINSULA			4,000,000
41				
42		Cape May	Cape May City	
43			Cape May Point Boro	
44			Dennis Twp	
45			Lower Twp	
46			Middle Twp	
47			Ocean City	
48			Sea Isle City	
49			Upper Twp	
50			West Cape May Boro	
51			Woodbine Boro	
52				
53	(3) CROSSROADS OF THE AMERICAN REVOLUTION			2,000,000

S4313 CORRADO, BATEMAN

3

1	Bergen	Bogota Boro
2		Carlstadt Boro
3		East Rutherford Boro
4		Fort Lee Boro
5		Garfield City
6		Hackensack City
7		Hasbrouck Heights Boro
8		Leonia Boro
9		Little Ferry Boro
10		Lodi Boro
11		Lyndhurst Twp
12		Maywood Boro
13		Moonachie Boro
14		New Milford Boro
15		North Arlington Boro
16		Palisades Park Boro
17		Ridgefield Park Village
18		River Edge Boro
19		Rochelle Park Twp
20		Rutherford Boro
21		South Hackensack Twp
22		Teterboro Boro
23		Wallington Boro
24		Wood-Ridge Boro
25	Burlington	
26		Beverly City
27		Bordentown City
28		Bordentown Twp
29		Burlington City
30		Burlington Twp
31		Edgewater Park Twp
32		Fieldsboro Boro
33		Florence Twp
34		Hainesport Twp
35		Mansfield Twp
36		Maple Shade Twp
37		Moorestown Twp
38		Mount Holly Twp
39		Mount Laurel Twp
40		Palmyra Boro
41		Riverside Twp
42		Riverton Boro
43		Springfield Twp
44		Westampton Twp
45		Willingboro Twp
46	Camden	
47		Audubon Boro
48		Audubon Park Boro
49		Brooklawn Boro
50		Camden City
51		Cherry Hill Twp
52		Collingswood Boro
53		Gloucester City
54		Haddon Heights Boro
55		Haddon Twp
56		Haddonfield Boro
57		Merchantville Boro
58		Mount Ephraim Boro

S4313 CORRADO, BATEMAN

4

1		Oaklyn Boro
2		Pennsauken Twp
3		Woodlynne Boro
4		
5	Essex	Belleville Twp
6		Irvington Twp
7		Livingston Twp
8		Maplewood Twp
9		Millburn Twp
10		Newark City
11		Nutley Twp
12		
13	Gloucester	National Park Boro
14		West Deptford Twp
15		Westville Boro
16		
17	Hunterdon	Delaware Twp
18		East Amwell Twp
19		Flemington Boro
20		Franklin Twp
21		Frenchtown Boro
22		Kingwood Twp
23		Lambertville City
24		Raritan Twp
25		Readington Twp
26		Stockton Boro
27		West Amwell Twp
28		
29	Mercer	East Windsor Twp
30		Ewing Twp
31		Hamilton Twp
32		Hightstown Boro
33		Hopewell Boro
34		Hopewell Twp
35		Lawrence Twp
36		Pennington Boro
37		Princeton Boro
38		Robbinsville Twp
39		Trenton City
40		West Windsor Twp
41		
42	Middlesex	Carteret Boro
43		Cranbury Twp
44		Dunellen Boro
45		East Brunswick Twp
46		Edison Twp
47		Helmetta Boro
48		Highland Park Boro
49		Jamesburg Boro
50		Metuchen Boro
51		Middlesex Boro
52		Milltown Boro
53		Monroe Twp
54		New Brunswick City
55		North Brunswick Twp
56		Old Bridge Twp
57		Perth Amboy City
58		Piscataway Twp

S4313 CORRADO, BATEMAN

5

1		Plainsboro Twp
2		Sayreville Boro
3		South Amboy City
4		South BrunswickTwp
5		South Plainfield Boro
6		South River Boro
7		Spotswood Boro
8		Woodbridge Twp
9		
10	Monmouth	Aberdeen Twp
11		Allentown Boro
12		Colts Neck Twp
13		Englishtown Boro
14		Freehold Boro
15		Freehold Twp
16		Holmdel Twp
17		Manalapan Twp
18		Marlboro Twp
19		Matawan Boro
20		Millstone Twp
21		Roosevelt Boro
22		Upper Freehold Twp
23		Wall Twp
24		
25	Morris	Boonton Town
26		Boonton Twp
27		Butler Boro
28		Chatham Boro
29		Chatham Twp
30		Chester Boro
31		Denville Twp
32		Dover Town
33		East Hanover Twp
34		Florham Park Boro
35		Hanover Twp
36		Harding Twp
37		Kinnelon Boro
38		Lincoln Park Boro
39		Long Hill Twp
40		Madison Boro
41		Mendham Boro
42		Mendham Twp
43		Mine Hill Twp
44		Montville Twp
45		Morris Plains Boro
46		Morris Twp
47		Morristown Town
48		Mountain Lakes Boro
49		Parsippany-Troy Hills Twp
50		Pequannock Twp
51		Randolph Twp
52		Riverdale Boro
53		Rockaway Boro
54		Rockaway Twp
55		Victory Gardens Boro
56		Wharton Boro
57		
58	Passaic	Clifton City

S4313 CORRADO, BATEMAN

6

1		Passaic City	
2			
3	Somerset	Bedminster Twp	
4		Bernards Twp	
5		Bernardsville Boro	
6		Bound Brook Boro	
7		Branchburg Twp	
8		Bridgewater Twp	
9		Far Hills Boro	
10		Franklin Twp	
11		Green Brook Twp	
12		Hillsborough Twp	
13		Manville Boro	
14		Millstone Boro	
15		Montgomery Twp	
16		North Plainfield Boro	
17		Peapack-Gladstone Boro	
18		Raritan Boro	
19		Rocky Hill Boro	
20		Somerville Boro	
21		South Bound Brook Boro	
22		Warren Twp	
23		Watchung Boro	
24			
25	Union	Berkeley Heights Twp	
26		Clark Twp	
27		Cranford Twp	
28		Elizabeth City	
29		Fanwood Boro	
30		Garwood Boro	
31		Hillside Twp	
32		Kenilworth Boro	
33		Linden City	
34		Mountainside Boro	
35		New Providence Boro	
36		Plainfield City	
37		Rahway City	
38		Roselle Boro	
39		Roselle Park Boro	
40		Scotch Plains Twp	
41		Springfield Twp	
42		Summit City	
43		Union Twp	
44		Westfield Twp	
45		Winfield Twp	
46			
47	(4) DELAWARE BAY WATERSHED GREENWAY		5,000,000
48			
49	Atlantic	Buena Boro	
50		Buena Vista Twp	
51			
52	Cape May	Dennis Twp	
53		Lower Twp	
54		Middle Twp	
55		Upper Twp	
56			
57	Cumberland	Bridgeton City	
58		Commercial Twp	

S4313 CORRADO, BATEMAN

7

1		Deerfield Twp	
2		Downe Twp	
3		Fairfield Twp	
4		Greenwich Twp	
5		Hopewell Twp	
6		Lawrence Twp	
7		Maurice River Twp	
8		Millville City	
9		Shiloh Boro	
10		Stow Creek Twp	
11		Upper Deerfield Twp	
12		Vineland City	
13			
14	Gloucester	Clayton Boro	
15		Elk Twp	
16		Franklin Twp	
17		Glassboro Boro	
18		Monroe Twp	
19		Newfield Boro	
20			
21	Salem	Alloway Twp	
22		Carneys Point Twp	
23		Elmer Boro	
24		Elsinboro Twp	
25		Lower Alloways Creek Twp	
26		Mannington Twp	
27		Oldmans Twp	
28		Pennsville Twp	
29		Pilesgrove Twp	
30		Pittsgrove Twp	
31		Quinton Twp	
32		Upper Pittsgrove Twp	
33		Woodstown Boro	
34			
35	(5) HIGHLANDS GREENWAY		6,500,000
36			
37	Bergen	Mahwah Twp	
38		Oakland Boro	
39			
40	Hunterdon	Alexandria Twp	
41		Bethlehem Twp	
42		Bloomsbury Boro	
43		Califon Boro	
44		Clinton Town	
45		Clinton Twp	
46		Glen Gardner Boro	
47		Hampton Boro	
48		High Bridge Boro	
49		Holland Twp	
50		Lebanon Boro	
51		Lebanon Twp	
52		Milford Boro	
53		Tewksbury Twp	
54		Union Twp	
55			
56	Morris	Boonton Town	
57		Boonton Twp	
58		Butler Boro	

S4313 CORRADO, BATEMAN

8

1		Chester Boro
2		Chester Twp
3		Denville Twp
4		Dover Town
5		Hanover Twp
6		Harding Twp
7		Jefferson Twp
8		Kinnelon Boro
9		Mendham Boro
10		Mendham Twp
11		Mine Hill Twp
12		Montville Twp
13		Morris Plains Boro
14		Morris Twp
15		Morristown Town
16		Mount Arlington Boro
17		Mount Olive Twp
18		Mountain Lakes Boro
19		Netcong Boro
20		Parsippany-Troy Hills Twp
21		Pequannock Twp
22		Randolph Twp
23		Riverdale Boro
24		Rockaway Boro
25		Rockaway Twp
26		Roxbury Twp
27		Victory Gardens Boro
28		Washington Twp
29		Wharton Boro
30		
31	Passaic	Bloomington Boro
32		Pompton Lakes Boro
33		Ringwood Boro
34		Wanaque Boro
35		West Milford Twp
36		
37	Somerset	Bedminster Twp
38		Bernards Twp
39		Bernardsville Boro
40		Far Hills Boro
41		Peapack-Gladstone Boro
42		
43	Sussex	Byram Twp
44		Franklin Boro
45		Green Twp
46		Hamburg Boro
47		Hardyston Twp
48		Hopatcong Boro
49		Ogdensburg Boro
50		Sparta Twp
51		Stanhope Boro
52		Vernon Twp
53		
54	Warren	Allamuchy Twp
55		Alpha Boro
56		Belvidere Town
57		Franklin Twp
58		Frelinghuysen Twp



S4313 CORRADO, BATEMAN  
9

1		Greenwich Twp	
2		Hackettstown Town	
3		Harmony Twp	
4		Hope Twp	
5		Independence Twp	
6		Liberty Twp	
7		Lopatcong Twp	
8		Mansfield Twp	
9		Oxford Twp	
10		Phillipsburg Town	
11		Pohatcong Twp	
12		Washington Boro	
13		Washington Twp	
14		White Twp	
15			
16	(6) HISTORIC RESOURCES		1,500,000
17			
18	<i>Allaire State Park</i>		
19			
20		Monmouth	Howell Twp
21			Wall Twp
22			
23	<i>Fort Mott Officers Quarters</i>		
24			
25		Salem	Pennsville Twp
26			
27	<i>Griggstown Muletenders Barracks</i>		
28			
29		Somerset	Franklin Twp
30			
31	<i>Historic Sites</i>		
32			
33		Burlington	Medford Twp
34			
35		Monmouth	Red Bank Boro
36			
37	<i>Monmouth Battlefield</i>		
38			
39		Monmouth	Freehold Twp
40			Manalapan Twp
41			
42	<i>New Bridge Landing</i>		
43			
44		Bergen	New Milford Boro
45			River Edge Boro
46			
47	<i>Proprietary House</i>		
48			
49		Middlesex	Perth Amboy City
50			
51	<i>Register Eligible Sites</i>		
52			
53		Somerset	Green Brook Twp
54			Watchung Boro
55			
56	<i>Rockingham Farmstead</i>		
57			
58		Somerset	Franklin Twp

S4313 CORRADO, BATEMAN  
10

1	<i>Twin Lights</i>		
2			
3		Monmouth	Highlands Boro
4			
5	<i>Washington Crossing State Park</i>		
6			
7		Mercer	Ewing Twp
8			Hopewell Twp
9			
10	<i>Waterloo Village</i>		
11			
12		Sussex	Byram Twp
13			Stanhope Boro
14			
15	(7) PINELANDS		3,433,000
16			
17		Atlantic	Brigantine City
18			Buena Boro
19			Buena Vista Twp
20			Corbin City
21			Egg Harbor City
22			Egg Harbor Twp
23			Estell Manor City
24			Folsom Boro
25			Galloway Twp
26			Hamilton Twp
27			Hammonton Town
28			Mullica Twp
29			Port Republic City
30			Weymouth Twp
31			
32		Burlington	Bass River Twp
33			Evesham Twp
34			Medford Lakes Boro
35			Medford Twp
36			New Hanover Twp
37			North Hanover Twp
38			Pemberton Twp
39			Shamong Twp
40			Southampton Twp
41			Springfield Twp
42			Tabernacle Twp
43			Washington Twp
44			Woodland Twp
45			Wrightstown Boro
46			
47		Camden	Berlin Boro
48			Berlin Twp
49			Chesilhurst Boro
50			Waterford Twp
51			Winslow Twp
52			
53		Cape May	Dennis Twp
54			Middle Twp
55			Upper Twp
56			Woodbine Boro
57			
58		Cumberland	Maurice River Twp

S4313 CORRADO, BATEMAN

11

1		Vineland City	
2			
3	Gloucester	Franklin Twp	
4		Monroe Twp	
5			
6	Ocean	Barnegat Twp	
7		Beachwood Boro	
8		Berkeley Twp	
9		Eagleswood Twp	
10		Jackson Twp	
11		Lacey Twp	
12		Lakehurst Boro	
13		Little Egg Harbor Twp	
14		Manchester Twp	
15		Ocean Twp	
16		Plumsted Twp	
17		South Toms River Boro	
18		Stafford Twp	
19		Toms River Twp	
20		Tuckerton Boro	
21			
22	(8) RIDGE AND VALLEY GREENWAY		4,000,000
23			
24	Sussex	Andover Boro	
25		Andover Twp	
26		Branchville Boro	
27		Frankford Twp	
28		Fredon Twp	
29		Green Twp	
30		Hampton Twp	
31		Lafayette Twp	
32		Montague Twp	
33		Newton Town	
34		Sandyston Twp	
35		Stillwater Twp	
36		Sussex Boro	
37		Walpack Twp	
38		Wantage Twp	
39			
40	Warren	Blairstown Twp	
41		Frelinghuysen Twp	
42		Hackettstown Town	
43		Hardwick Twp	
44		Hope Twp	
45		Knowlton Twp	
46		Liberty Twp	
47			
48	TOTAL		\$29,314,000

49

50 c. Any transfer of any funds, or change in project site, listed in

51 subsection b. of this section shall require the approval of the Joint

52 Budget Oversight Committee or its successor.

53 d. To the extent that moneys remain available after the projects

54 listed in subsection b. of this section are offered funding pursuant

55 thereto, any State project that previously received funding

56 appropriated or reappropriated from any Green Acres bond act, any

annual appropriations act, or the Garden State Green Acres Preservation Trust Fund, established pursuant to the "Garden State Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.), for recreation and conservation purposes shall be eligible to receive additional funding, as determined by the Department of Environmental Protection, subject to the approval of the Joint Budget Oversight Committee or its successor.

For the purposes of this subsection, "Green Acres bond act" means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204, P.L.1992, c.88, and P.L.1989, c.183.

2. a. There is appropriated to the Department of Environmental Protection the sum of \$4,601,000 for the acquisition, for recreation and conservation purposes, of lands throughout the State that have been damaged by, or may be prone to incurring damage caused by, storms or storm-related flooding, or that may buffer or protect other lands from such damage, as follows:

(1) \$2,482,000 from dedicated corporation business tax revenues pursuant to Article VIII, Section II, paragraph 6 of the State Constitution in the "Preserve New Jersey Blue Acres Fund," established pursuant to section 7 of the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-49); and

(2) \$2,119,000 from dedicated corporation business tax revenues pursuant to Article VIII, Section II, paragraph 6 of the State Constitution in the "Preserve New Jersey Green Acres Fund," established pursuant to section 6 of the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-48).

b. The funds appropriated pursuant to subsection a. of this section shall be allocated as follows:

Project	County	Municipality	Amount
BLUE ACRES			\$4,601,000
	Every county	Every municipality	
<b>TOTAL</b>			<b>\$4,601,000</b>

c. The expenditure of moneys appropriated pursuant to this section is subject to the provisions of the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-43 et seq.).

3. a. There is reappropriated to the Department of Environmental Protection the unexpended balances, due to project cancellations or cost savings, of the amounts appropriated or reappropriated from this act, any Green Acres bond act, any annual appropriations act, or the Garden State Green Acres Preservation Trust Fund, established pursuant to the "Garden State Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.), for State projects

1 to acquire or develop lands for recreation and conservation  
2 purposes, for the purpose of providing additional funding, as  
3 determined by the Department of Environmental Protection, to any  
4 State project that previously received funding appropriated or  
5 reappropriated from any Green Acres bond act, any annual  
6 appropriations act, or the Garden State Green Acres Preservation  
7 Trust Fund for recreation and conservation purposes or that receives  
8 funding approved pursuant to section 1 of this act, subject to the  
9 approval of the Joint Budget Oversight Committee or its successor.  
10 Any such additional funding provided from a Green Acres bond act  
11 may include administrative costs.

12 b. For the purposes of this section, "Green Acres bond act"  
13 means P.L.2009, c.117, P.L.2007, c.119, P.L.1995, c.204, P.L.1992,  
14 c.88, and P.L.1989, c.183.

15  
16 4. a. There is appropriated from the General Fund to the  
17 "Preserve New Jersey Green Acres Fund," established pursuant to  
18 section 6 of the "Preserve New Jersey Act," P.L.2016, c.12  
19 (C.13:8C-48), the sum of \$31,433,000 to implement the provisions  
20 of this act.

21 b. There is appropriated from the General Fund to the "Preserve  
22 New Jersey Blue Acres Fund," established pursuant to section 7 of  
23 the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-49), the  
24 sum of \$2,482,000 to implement the provisions of this act.

25  
26 5. This act shall take effect immediately.  
27  
28

## 29 STATEMENT

30  
31 This bill appropriates the sum of \$33.915 million to the  
32 Department of Environmental Protection (DEP) to provide funding  
33 for the acquisition by the State of lands for recreation and  
34 conservation purposes, including for Blue Acres projects, pursuant  
35 to the "Preserve New Jersey Act," P.L.2016, c.12 (C.13:8C-43 et  
36 seq.). The "Preserve New Jersey Act" established the funding  
37 allocations for FY2017 through FY2019, and P.L.2019, c.136  
38 amended the act to establish the funding allocations for FY2020 and  
39 thereafter.

40 The funding in this bill is provided from constitutionally  
41 dedicated corporation business tax (CBT) revenues pursuant to  
42 Article VIII, Section II, paragraph 6 of the State Constitution,  
43 approved by the voters of the State in November 2014. The  
44 "Preserve New Jersey Act" implements the constitutional  
45 dedication of CBT revenues for open space, farmland, and historic  
46 preservation. The act provides that a certain amount of the portion  
47 of dedicated CBT revenues allocated each year for the Green Acres  
48 program is to be used for: the acquisition of lands for open space,

1 including Blue Acres projects, and development projects on State  
2 lands administered by the DEP's Division of Fish and Wildlife and  
3 Division of Parks and Forestry; grants and loans to fund local  
4 government open space acquisition and development projects; and  
5 grants to nonprofit entities to acquire or develop lands for  
6 recreation and conservation purposes. This bill appropriates  
7 moneys for State open space acquisition projects, including for Blue  
8 Acres projects.

9 Specifically, this bill appropriates \$29.314 million to the DEP  
10 from the "Preserve New Jersey Green Acres Fund" to provide  
11 funding for the acquisition by the State of lands for recreation and  
12 conservation purposes. The "Preserve New Jersey Green Acres  
13 Fund" was established by section 6 of the "Preserve New Jersey  
14 Act." This appropriation allocates funding for the acquisition by  
15 the State of lands for recreation and conservation purposes in eight  
16 project categories throughout the State.

17 In addition, this bill appropriates \$4.601 million to the DEP to  
18 provide funding by the State for the acquisition, for recreation and  
19 conservation purposes, of properties throughout the State that are  
20 prone to or have incurred flood or storm damage, or that may buffer  
21 or protect other lands from such damage, i.e., "Blue Acres"  
22 projects. Of this funding, \$2.482 million is from the "Preserve New  
23 Jersey Blue Acres Fund" and \$2.119 million is from the "Preserve  
24 New Jersey Green Acres Fund." The "Preserve New Jersey Blue  
25 Acres Fund" was established by section 7 of the "Preserve New  
26 Jersey Act." P.L.2019, c.136 amended the "Preserve New Jersey  
27 Act" to incorporate the purposes of the "Preserve New Jersey Blue  
28 Acres Fund" into the "Preserve New Jersey Green Acres Fund,"  
29 rather than having two separate allocations and two separate funds,  
30 both providing moneys to the DEP's Green Acres program for the  
31 acquisition of lands for recreation and conservation purposes.

32 The projects and appropriations listed in this bill have been  
33 approved by the DEP and the Garden State Preservation Trust.

34 Lastly, the bill authorizes the department to re-distribute certain  
35 other moneys made available by project cancellations or cost  
36 savings to provide additional funding, for recreation and  
37 conservation purposes, to previously approved and funded State  
38 projects, subject to the approval of the Joint Budget Oversight  
39 Committee. The bill provides that the additional funding, if  
40 provided from a Green Acres bond act, may include administrative  
41 costs.